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JACQUELINE ADAN, on behalf of herself and  
all others similarly situated

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Attorneys for Defendant  
Kaiser Foundation Health Plan, Inc.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

JACQUELINE ADAN, on behalf of herself  
and all others similarly situated,

Plaintiff,

v.

KAISER FOUNDATION HEALTH PLAN,  
INC.,

Defendant.

CASE NO.: 4:17-cv-01076-HSG (MEJx)  
Assigned to Hon. Haywood S. Gilliam, Jr.

**JOINT STIPULATION AND REQUEST  
TO CONTINUE CASE MANAGEMENT  
CONFERENCE; ~~PROPOSED~~ ORDER**

Current Date: October 2, 2018  
Requested Date: November 13, 2018

1 **JOINT STIPULATION**

2 WHEREAS, on March 6, 2018 the Court issued an order granting in part and denying in  
3 part Kaiser Foundation Health Plan, Inc.'s ("Kaiser's") Motion to Dismiss, and set a case  
4 management conference for April 3, 2018, at 2:00 p.m. (Dkt. No. 37);

5 WHEREAS, pursuant to the joint request and stipulation of the parties, this Court continued  
6 the April 3, 2018 case management conference to Tuesday, April 24, 2018 at 2:00 p.m. and ordered  
7 that the due date for the joint case management statement be continued to April 17, 2018;

8 WHEREAS, in its March 6, 2018 order granting in part and denying in part Defendant's  
9 Motion to Dismiss, the Court asked the parties to address whether it would be productive for the  
10 parties to renew their ADR efforts earlier than the October 2018 deadline contained in the parties'  
11 Joint CMC Statement filed on June 22, 2017, among other issues;

12 WHEREAS, prompted by the Court's inquiry, the parties began engaging in settlement  
13 negotiations and therefore requested continuance of the Case Management Conference;

14 WHEREAS, on April 16, 2018, the Court granted the parties' stipulation to continue the  
15 Case Management Conference to July 17, 2018, with the case management statement due July 10,  
16 2018;

17 WHEREAS, on July 11, 2018, the Court granted the parties' stipulation to continue the Case  
18 Management Conference to October 2, 2018, with the case management statement due on  
19 September 25, 2018;

20 WHEREAS, the parties are still engaged in settlement negotiations, have reached agreement  
21 on several key points, and believe that a reasonable continuance of the Case Management  
22 Conference for approximately thirty to forty-five (30-45) days will enable the parties to resolve this  
23 action without further Court intervention;

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1           THEREFORE, IT IS HEREBY STIPULATED AND RESPECTFULLY REQUESTED that  
2 this Court continue the October 2, 2018 case management conference to Tuesday, November 13,  
3 2018 at 2:00 p.m., and that the due date for the joint case management statement be continued to  
4 Tuesday, November 6, 2018. If this case does not settle, the parties will address the issues itemized  
5 by the Court in its March 6, 2018 order in the parties' joint case management statement.  
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8 DATED: September 25, 2018

GIANELLI & MORRIS

9 By: /s/ Adrian J. Barrio  
10 ROBERT S. GIANELLI  
11 JOSHUA S. DAVIS  
12 ADRIAN J. BARRIO  
Attorneys for Plaintiff

13 DATED: September 25, 2018

SHEPPARD MULLIN RICHTER & HAMPTON

15 By: /s/ Robert J. Guite  
16 MOE KESHAVARZI  
17 JOHN T. BROOKS  
18 ROBERT J. GUITE  
19 ANDREA N. FEATHERS  
Attorneys for Defendant Kaiser  
Foundation Health Plan, Inc.  
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DATED: September 25, 2018

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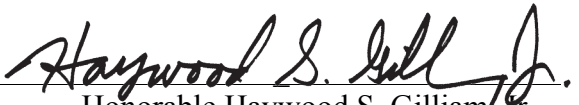
By: /s/ Adrian J. Barrio  
ROBERT S. GIANELLI  
JOSHUA S. DAVIS  
ADRIAN J. BARRIO  
Attorneys for Plaintiff

1 **~~PROPOSED~~ ORDER**

2 In accordance with the above Stipulation of the parties which is hereby incorporated by  
3 reference, and for good cause appearing therefore, the Court orders as follows:

4 IT IS HEREBY ORDERED that the case management conference set for October 2, 2018 at  
5 2:00 p.m. be continued to November 13, 2018 at 2:00 p.m. The due date for the joint case  
6 management statement is continued to November 6, 2018.

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8 DATED: September 26, 2018

9   
10 Honorable Haywood S. Gilliam, Jr.  
11 United States District Judge  
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